

MAY 24 2007

FAX TRANSMISSION**DATE:** May 24, 2007**PTO IDENTIFIER:** Application Number 10/608,452 Conf. #9395
Patent Number**Inventor:** Naoyuki ENJOI et al.**MESSAGE TO:** US Patent and Trademark Office**FAX NUMBER:** (571) 273-8300**FROM:** LAHIVE & COCKFIELD, LLP

Anthony A. Laurentano

PHONE: (617) 227-7400**Attorney Dkt. #:** TOW-030RCE2**PAGES (Including Cover Sheet):** 7**CONTENTS:** Transmittal (1 page)
Response to Restriction Requirement (without Traverse) (4 pages)
Certificate of Transmission (1 page)

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LAHIVE & COCKFIELD, LLP
One Post Office Square, Boston, Massachusetts 02109-2127
Telephone: (617) 227-7400 Facsimile: (617) 742-4214

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PTO/SB/21 (09-08)

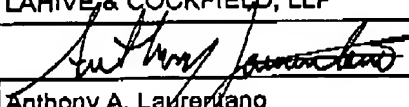
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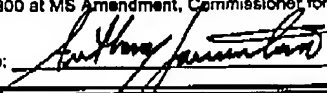
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TRANSMITTAL FORM <small>(to be used for all correspondence after Initial filing)</small>	Application Number	10/608,452 Conf #9395
	Filing Date	June 26, 2003
	First Named Inventor	Naoyuki ENJOJI
	Art Unit	1745
	Examiner Name	Angela J. Martin
Total Number of Pages in This Submission	Attorney Docket Number	TOW-030RCE2

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Response to Restriction Requirement and Amendment Certificate of Transmission
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Application No. (if known): 10/608,452

Attorney Docket No.: TOW-030RCE2

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Response to Restriction Requirement (without Traverse) (4 pages)

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Docket No.: TOW-030RCE2
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Dated: May 24, 2007

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(Anthony A. Laurentano)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Naoyuki ENJOJI *et al.*

Application No.: 10/608,452

Confirmation No.: 9395

Filed: June 26, 2003

Art Unit: 1745

For: **FUEL CELL WITH FUEL GAS ADJUSTMENT
MECHANISM (AS AMENDED)**

Examiner: Angela J. Martin

RESPONSE TO RESTRICTION REQUIREMENT AND AMENDMENT OF TITLE

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This is in response to the restriction requirement set forth in the Office Action mailed April 24, 2007 (Paper No. 20070420).

The Examiner has required restriction between the following inventions in the above-identified application:

Group I encompassing claims 1-5 and 11-13 which are drawn to a fuel cell (classified in Class 429, Subclass 38); and

Group II encompassing claims 6-10 drawn to a method of controlling a fuel cell (classified in Class 429, Subclass 13).

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Additionally, the Examiner has required restriction between the following species:

**Species I (claims 1-5),
Species II (claims 11, 13); and
Species III (claim 12).**

Accordingly, Applicants hereby elect Group I encompassing claims 1-5 and 11-13 and Species I (claims 1-5) for continued examination, without traverse. Please note that claims 1-5 are readable on the elected Species.

An Amendment to the Specification (title) is set forth on page 3 of this Response.